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7 IN THE UNITED STATES DISTRICT COURT FOR THE  
8 EASTERN DISTRICT OF CALIFORNIA

11 UNITED STATES OF AMERICA, ) CR. NO. S-04-224 WBS  
12 Plaintiff, )  
13 ) STIPULATION; ORDER  
14 TURK WALTER BLACK, )  
15 Defendant. )

16       Defendant Turk Walter Black, through Anthony J. Feldstein,  
17 Attorney At Law, and the United States of America, through  
18 Assistant U.S. Attorney Kenneth J. Melikian, request and agree  
19 that the status conference scheduled for August 20, 2007, be  
20 vacated. The parties further request and stipulate that a status  
21 conference be placed on the court's October 15, 2007, calendar.

22 This case is very complex, and the parties have been involved  
23 in serious settlement discussions. These discussions have  
24 resulted in the government providing defense counsel early  
25 discovery of some Jencks materials.

26 Since that disclosure, however, the government's prosecutor  
27 has been involved in two significant jury trials: United States  
28 v. Charles Lee White, CR.S.-03-042 FCD, a RICO case which included

1 allegations of four murders; and United States v. Dharni, CR.S.-  
2 05-306 EJG, an arson case. The prosecutor's involvement in those  
3 two trials has delayed his ability to continue the negotiations in  
4 the instant case. The prosecutor's vacation subsequent to these  
5 two trials has also delayed plea negotiations.

6 Defense counsel and the government would appreciate the  
7 opportunity to continue the ongoing negotiations in this case.  
8 For that reason, the parties request that the status conference  
9 scheduled for August 20, 2007, be vacated, and that a status  
10 conference be calendared for October 15, 2007. The parties  
11 further agree that time should also be excluded through October  
12 15, 2007, from computation under the Speedy Trial Act pursuant to  
13 local code T4 (18 U.S.C. § 3161(h)(8)(B)(iv)) in order to afford  
14 the defendant reasonable time to prepare his case.

15 DATED: August 17, 2007

McGREGOR W. SCOTT  
United States Attorney

16 /s/ Kenneth J. Melikian

17 By  
18 KENNETH J. MELIKIAN  
19 Assistant U.S. Attorney

20 DATED: August 17, 2007

21 /s/ Kenneth J. Melikian  
22 ANTHONY J. FELDSTEIN  
23 Attorney for Defendant  
(Signed by Kenneth J. Melikian  
per authorization by Anthony J.  
Feldstein)

24 IT IS SO ORDERED.

25 DATED: August 20, 2007

26   
27 WILLIAM B. SHUBB  
28 UNITED STATES DISTRICT JUDGE